

★ Roll Call Number

Agenda Item Number

12-1560

21

Date October 8, 2012

WHEREAS, the City Plan and Zoning Commission has advised that at a public hearing held on September 20, 2012, its members voted 10-1 in support of a motion to recommend **APPROVAL** of a request from Jeff Nicholson (owner) to rezone property located at 909 East 27th Street from R1-60 One-Family Low-Density Residential District to C-1 Neighborhood Retail Commercial District subject to screening of any outdoor storage that is permitted.

The subject properties are more specifically described as follows:

(Except beginning at the Northwest corner; thence East 5 feet; thence Southwesterly to Southwest corner; thence North to Point of Beginning) Lot 5, Block 3, Farwell Place, an Official Plat, all now included in and forming a part of the City of Des Moines, Polk County, Iowa.

NOW THEREFORE, BE IT RESOLVED, by the City Council of the City of Des Moines, Iowa, as follows:

1. That the meeting of the City Council at which the proposed rezoning is to be considered shall be held in the Council Chambers, City Hall, Des Moines, Iowa at 5:00 p.m. on October 22, 2012, at which time the City Council will hear both those who oppose and those who favor the proposal.
2. That the City Clerk is hereby authorized and directed to cause notice of said proposal in the accompanying form to be given by publication once, not less than seven (7) days and not more than twenty (20) days before the date of hearing, all as specified in Section 362.3 and Section 414.4 of the Iowa Code.

FORM APPROVED:

MOVED by Hensley to adopt.

Michael F. Kelley
 Michael F. Kelley
 Assistant City Attorney

(ZON2012-00150)

| COUNCIL ACTION | YEAS | NAYS | PASS | ABSENT |
|----------------|------|------|------|--------|
| COWNIE | ✓ | | | |
| COLEMAN | ✓ | | | |
| GRIESS | ✓ | | | |
| HENSLEY | ✓ | | | |
| MAHAFFEY | ✓ | | | |
| MEYER | ✓ | | | |
| MOORE | ✓ | | | |
| TOTAL | 7 | | | |

CERTIFICATE

I, DIANE RAUH, City Clerk of said City hereby certify that at a meeting of the City Council of said City of Des Moines, held on the above date, among other proceedings the above was adopted.

IN WITNESS WHEREOF, I have hereunto set my hand and affixed my seal the day and year first above written.

MOTION CARRIED APPROVED
T. M. Franklin Mayor

Diane Rauh City Clerk